

**RATIFY A LICENSE RENEWAL AGREEMENT WITH HYDE PARK JEWISH COMMUNITY CENTER
FOR USE OF SWIMMING POOL AT KENWOOD ACADEMY**

THE CHIEF EXECUTIVE OFFICER REPORTS THE FOLLOWING DECISION:

Ratify a license renewal agreement with Hyde Park Jewish Community Center for use of space at Kenwood Academy consisting of the swimming pool located at 5015 S. Blackstone. A written renewal agreement is currently being negotiated. The authority granted herein shall automatically rescind in the event a written renewal agreement is not executed within 90 days of the date of this Board Report. Information pertinent to this renewal agreement is stated below.

LICENSEE: Hyde Park Jewish Community Center
5200 S. Hyde Park
Chicago, IL 60615
Contact: Andrea Wolff
Phone: (773) 871-6780

LICENSOR: Board of Education of the City of Chicago

PREMISES: Kenwood Academy (Swimming Pool)
5015 S. Blackstone
Chicago, IL 60615
Contact: Arthur Slater
Phone: (773) 535-1350

USE: Licensee shall use the premises between the hours of 9:30 a.m. to 3:30 p.m. Mondays, Tuesdays and Thursdays, and 8:30 a.m. and 12:30 p.m. Wednesdays and Fridays.

ORIGINAL AGREEMENT: The original agreement was for a term commencing June 23, 2003 and ending August 18, 2003 (authorized by Board Report 03-0423-OP02). There was no usage of the pool from 8/19/03 to 6/20/04.

RENEWAL TERM: The term of this renewal shall be for eight (8) weeks commencing June 21, 2004 and ending August 13, 2004.

LICENSE FEE: Licensee shall pay a fee of \$4100.00 payable in two (2) installments of \$2050.00, 1st payment due on June 21, 2004 and 2nd payment due August 1, 2004, directly to the School.

OPERATION & MAINTENANCE: Licensee will hire and manage all staff associated with its camping program and agrees to provide an adequate number of properly qualified Life Guards and/or Water Safety Instructors (Red Cross or YMCA certified). Licensee shall comply with all Board and Illinois Department of Public Health regulations governing the use and operation of swimming pools.

INSURANCE: Licensee will name the Board as an additional named insured under its Comprehensive General Liability Policy. Coverage limits are \$3,000,000 for a combined single limit for both injury and property damage. A certificate of Insurance is to be furnished to the Board with the provision that there will be no cancellation unless the Board receives 15 days prior written notice.

AUTHORIZATION: Authorize the General Counsel to include other relevant terms and conditions in the renewal agreement. Authorize the President and Secretary to execute the agreement. Authorize the General Counsel to execute all ancillary documents required to administer or effectuate this renewal agreement.

AFFIRMATIVE ACTION: Exempt.

LSC REVIEW: This action was approved by the LSC for Kenwood Academy on June 8, 2004.

FINANCIAL: Income to Kenwood Academy

GENERAL CONDITIONS:

Inspector General - Each party to the agreement shall acknowledge that, in accordance with 105 ILCS 5/34-13.1, the Inspector General of the Chicago Board of Education has the authority to conduct certain investigations and that the Inspector General shall have access to all information and personnel necessary to conduct those investigations.


Conflicts - The agreement shall not be legally binding on the Board if entered into in violation of the provisions of 105 ILCS 5/34-21.3 which restricts the employment of, or the letting of contracts to, former Board members during the one year period following expiration or other termination of their terms of office.

Indebtedness - The Board's Indebtedness Policy adopted July 26, 1995 (95-0726-EX3), as amended from time to time, shall be incorporated into and made a part of the agreement.

Ethics - The Board's Ethics Code adopted September 27, 1995 (95-0927-RU3), as amended from time to time, shall be incorporated into and made a part of the agreement.

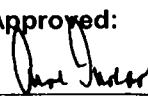
Contingent Liability - The agreement shall contain the clause that any expenditure beyond the current fiscal year is deemed a contingent liability, subject to appropriation in the subsequent fiscal year budget(s).

Approved for Consideration:



Sean P. Murphy
Chief Operating Officer

Approved:



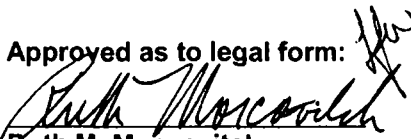
Arne Duncan
Chief Executive Officer

Within Appropriation:



John Maiorca
Chief Financial Officer

Approved as to legal form:



Ruth M. Moscovitch
General Counsel